

## REMARKS

Reconsideration and allowance of the subject application are respectfully requested.

A substitute declaration is enclosed correcting the wording in the original declaration and thus overcoming the objection by the Examiner.

Independent Claim 1 has been canceled in view of U.S. Pat. No. 1,347,558 to Simon, which patent was made of record by the Examiner but not relied upon in rejecting any of the claims. On further review by the undersigned attorney of all references made of record it now appears to the undersigned attorney that the Simon patent does disclose an outer enclosure or casing (15), a storage magazine (9,10,11) with vertical compartments and a top cover (16,17) mounted to the outer casing and storage magazine such that they are supported by a coupling subassembly (3-6,8) to undergoing rotation as a unit relative to the coupling subassembly so as to bring a particular one of the compartments into registration with a discharge region by a user merely turning the outer casing 15 and thus therewith the top cover and storage magazine. It appears to the undersigned attorney that the Simon patent thus discloses a feature of Claim 1 which, in the undersigned attorney's argument presented in Amendment "A", was not met by the Examiner's original combination of Probasco in view of Dyment in his rejection of Claim 1 in the initial office action nor it is believed is still not met by the Examiner's new combination of Probasco in view of Dyment and Grubb in his rejection of Claim 1 in this final rejection. It is submitted, however, that there is nothing in the disclosure of Simon alone or in combination with any of the other references of record that would adversely affect the previous allowance of independent Claims 8 and 11.

In view of the cancellation of independent Claim 1, dependent Claims 2-4 have been amended solely to change their dependencies from canceled independent Claim 1 to allowed independent Claim 11. Also, dependent Claim 6 has been canceled as now being redundant,

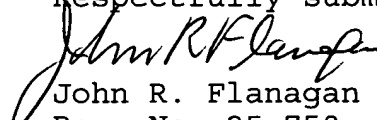
dependent Claim 7 has been amended solely to change its dependency from canceled dependent Claim 6 to allowed independent Claim 8, and dependent Claim 9 has been amended solely to change its dependency from canceled independent Claim 1 to allowed independent Claim 8. No new matter has been introduced.

It is noted that in this final rejection there appears to be no outstanding rejection of any claims under 35 USC 112.

In view of the foregoing amendments and remarks, Claims 2-5 and 7-14 are considered to satisfy the requirements of Section 112, to distinguish over the prior art of record under Sections 102 and 103, and thereby to be patentable. The amendments introduced herein merely change the dependencies of several claims from the rejected independent claim to one or the other of the two allowed independent claims. Thus, these amendments do not raise any new issues nor necessitate any additional searching. Their entry is thereby warranted since together with the cancellation of Claim 1, they place this application in condition for allowance. Thus, favorable consideration and allowance of the subject application are respectfully solicited.

P.O. Box 2629  
Eugene, OR 97402  
Tel: (541) 687-4754  
Fax: (541) 687-5707

Respectfully submitted,

  
John R. Flanagan  
Reg. No. 25,758  
Attorney for Applicant

Date: Oct 20, 2006